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**IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

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UNITED STATES OF AMERICA, Plaintiff, v. RICHARD HATHAWAY, Defendant.
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Case No. 2:18-CR-00365-RGK-1

ORDER OF DETENTION

[Fed. R. Crim. P. 32.1(a)(6);
18 U.S.C. § 3143(a)(1)]

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I.

On December 16, 2019, Defendant Richard Hathaway (“Defendant”) appeared before the Court for initial appearance on the petition and warrant for revocation of supervised release issued in this matter, Case No. 2:18-CR-00365-RGK-1. The Court appointed Deputy Federal Public Defender David Wasserman to represent Defendant.

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II.

Pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a) following Defendant's arrest for alleged violation(s) of the terms of Defendant's ☒ probation / ☐ supervised release, the Court finds that:

A. ☒ Defendant submitted to the Government's Request for Detention;

B. ☒ Defendant has not carried his burden of establishing by clear and convincing evidence that Defendant will appear for further proceedings as required if released [18 U.S.C. § 3142(b-c)]. This finding is based on:

- Unverified background because Defendant declined to be interviewed by Pretrial Services;
- No bail resources;
- Current allegations;
- Drug-related arrests/convictions;
- Fraud-related arrests/convictions;
- Prior violations of community supervision.

C. ☒ Defendant has not carried his burden of establishing by clear and convincing evidence that Defendant will not endanger the safety of any other person or the community if released [18 U.S.C. § 3142(b-c)]. This finding is based on:

- Unverified background because Defendant declined to be interviewed by Pretrial Services;
- Nature of instant allegations;
- Prior criminal history.

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1 III.

2 IT IS THEREFORE ORDERED that Defendant be detained pending further
3 proceedings.

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5 Dated: January 13, 2020

6 /s/

7 MARIA A. AUDERO
8 UNITED STATES MAGISTRATE JUDGE
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